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on July 16, 2008

Doran-R. Pace, Patent Attorney



ELECTION UNDER 35 USC §121
Examining Group 1638
Patent Application
Docket No. UF-382XC1
Serial No. 10/577,611

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner : David T. Fox
Art Unit : 1638
Applicants : L. Curtis Hannah, Maureen A. Clancy
Serial No. : 10/577,611
Filed : April 28, 2006
Confirm. No. : 5368
For : Materials and Methods for Improved Sweet Corn

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

ELECTION UNDER 35 USC §121

Sir:

In response to the written Restriction Requirement dated June 17, 2008 in the above-identified patent application, Applicants hereby elect to prosecute the invention of Group I (claims 1-17), without traverse. However, Applicants respectfully assert that the claimed invention is novel and nonobvious over the art.

A Preliminary Amendment is being submitted with this Election. New claims 31-34 are encompassed within the elected invention.

The Commissioner is hereby authorized to charge any fees under 37 CFR §§1.16 or 1.17 as required by this paper to Deposit Account No. 19-0065.

Respectfully submitted,



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Attachment: Preliminary Amendment